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In re Application of  
PRIMDAHL, Soren *et al*  
Application No.: 09/831,931  
PCT No.: PCT/DK99/00631  
Int. Filing Date: 17 November 1999  
Priority Date: 17 November 1998  
Attorney Docket No.: 11038/3  
For: ELECTROCHEMICAL CELL

DECISION ON  
PAPERS SUBMITTED  
UNDER 37 CFR 1.42

This is a decision on the papers filed 27 November 2001 requesting the United States Patent and Trademark Office accept the declaration signed by the legal representative of a deceased co-inventor.

**BACKGROUND**

On 27 September 2001, a decision dismissing applicants' petition under 37 CFR 1.42 was mailed because the declaration did not contain the citizenship, residence and post office address of the legal representative of deceased co-inventor Carsten Bagger as required by 37 CFR 1.497(b)(2). Applicants were given two months to respond.

On 27 November 2001, applicants filed the instant response which was accompanied by, *inter alia*, a supplemental declaration.

**DISCUSSION**

The declaration submitted with the national stage papers on 15 May 2001 listed the name, citizenship, residence, and post office address of the deceased co-inventor Carsten Bagger. However, the declaration did not provide any information on the legal representative of the deceased co-inventor, Jørgen Siiger. Therefore, the declaration failed to comply with 37 CFR 1.497.

In the renewed petition, applicants have furnished a supplemental declaration signed by the legal representative, Jørgen Siiger which lists his name, citizenship, residence and post office address. This declaration complies with 37 CFR 1.497.

**CONCLUSION**

The papers filed under 37 CFR 1.42 are **ACCEPTED**.

Applicants have completed the requirements for acceptance under 35 U.S.C. 371(c). The application has an international filing date of 17 November 1999, under 35 U.S.C. 363, and a 35 U.S.C. 371(c) date of 27 November 2001.

This application is being forwarded to the United States Designated/Elected Office for further processing in accordance with this decision.



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